

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

FEDERAL DEPOSIT INSURANCE  
CORPORATION AS RECEIVER FOR  
MUTUAL BANK,

Plaintiff,

vs.

AMRISH MAHAJAN, ARUN  
VELUCHAMY, ANU VELUCHAMY,  
STEVEN LAKNER, RONALD TUCEK,  
PATRICK MCCARTHY, PAUL  
PAPPAGEORGE, RICHARD BARTH,  
THOMAS PACOCHA, JAMES REGAS,  
REGAS, FREZADOS & DALLAS LLP

Defendants.

Case No. 1:11-CV-07590

JURY DEMANDED

Judge Virginia Kendall

**MOTION TO DISMISS**

Pursuant to Federal Rules of Civil Procedure 8 and 12(b)(6) and the Supreme Court's holding in *Ashcroft v. Iqbal*, 556 U.S. 662 (2009) and *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544, 570 (2007), Defendants Steven Lakner, Ronald Tucek, Patrick McCarthy, and Paul Pappageorge respectfully move the Court for an order dismissing the claims asserted against them in this matter.

Dated: January 18, 2012

Respectfully submitted,

**COUNSEL FOR STEVEN LAKNER, RONALD  
TUCEK, PATRICK MCCARTHY and PAUL  
PAPPAGEORGE**

By: \_\_\_\_\_

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**CERTIFICATE OF SERVICE**

I, Michael S. Loeffler, an attorney, hereby certify that I electronically filed the foregoing Motion to Dismiss with the Clerk of the Court using the CM/ECF system, which will send notifications of such filing to the following:

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On: January 18, 2012.